

SUSMAN GODFREY L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP

SUITE 3800

1201 THIRD AVENUE

SEATTLE, WASHINGTON 98101-3000

(206) 516-3880

FAX (206) 516-3883

WWW.SUSMANGODFREY.COM

SUITE 5100
1000 LOUISIANA STREET
HOUSTON, TEXAS 77002-5096
(713) 651-9366

SUITE 1400
1900 AVENUE OF THE STARS
LOS ANGELES, CALIFORNIA 90067-6029
(310) 789-3100

32ND FLOOR
1301 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK 10019-6023
(212) 336-8330

ALEX AIKEN
DIRECT DIAL (206) 505-3813

E-MAIL AAIKEN@SUSMANGODFREY.COM

October 8, 2021

Via ECF

Hon. Sarah L. Cave
Daniel Patrick Moynihan United States Courthouse
500 Pearl St.
New York, NY 10007-1312

Re: *Bernstein v. Cengage Learning, Inc.*, Case No. 1:19-cv-07541-ALC-SLC

Dear Magistrate Judge Cave:

We write on behalf of Plaintiffs Douglas Bernstein, Elaine Ingulli, Terry Halbert, Edward Roy, Louis Penner, and Ross Parke, as personal representative of the Estate of Alison Clarke-Stewart (“Plaintiffs”). Pursuant to the terms of the Stipulated Protective Order (Dkt. 49, ¶ 10) and your Honor’s Individual Practice I.G.2., we respectfully seek leave to file Plaintiffs’ First Amended Class Action Complaint under seal. Plaintiffs’ First Amended Class Action Complaint sets forth allegations that rely on documents Defendant Cengage Learning, Inc. has designated as “Confidential” pursuant to Paragraph 1 of the Stipulated Protective Order (Dkt. 49), and Cengage has previously requested that such allegations be redacted. Plaintiffs will file an unredacted version of their First Amended Class Action Complaint via ECF using the “Selected Parties” viewing level. Plaintiffs take no position as to whether redactions are appropriate.

Respectfully submitted,



Alexander W. Aiken

Cc: All counsel or record

Plaintiffs' letter-motion to seal (ECF No. 119) is GRANTED, and ECF No. 120 shall remain under seal. The Clerk of Court is respectfully directed to limit access to ECF No. 120 to the case participants and Court users, and to close ECF No. 119.

SO ORDERED 10/12/2021



SARAH L. CAVE
United States Magistrate Judge